

The Crittenden Press.

VOLUME 21.

MARION, CRITTENDEN COUNTY, KENTU KY DECEN BER 14, 1899.

NO. 35

NO RIGHT

To Refuse Freight on Account of a Combination.

Packet Company Must Pay For a Stolen Box

Two cases appealed from the Crittenden circuit court were decided by the Court of Appeals last week, and one of them is of especial interest to river men.

Seasongood, Stux, Krause & Co., a Cincinnati wholesale clothing house, sued the Evansville & Paducah Packet Co., for \$194, value of box of clothing tendered the packet, Joe Fowler, at Tolu for shipment to Cincinnati. The packet refused to take it because of a combination between that packet company and the Cincinnati & New Orleans Packet Co., whereby the Evansville & Paducah Packet Co., were to carry freight only consigned to points between Evansville & Paducah and freight consigned to points outside their territory was to be carried by the Cincinnati & New Orleans Co.

That night after the box of goods was refused by the Fowler, thieves broke into the warehouse and stole them.

Judge Pratt was then judge and under his instructions the jury returned a verdict for the packet company. The court of appeals reverses the case on the ground that at the time the goods were stolen they were in the Packet Co's warehouse and in charge of their agent, and for that reason Packet Co., is responsible for the loss and for the additional reason that the combination between the two boat companies was an unlawful agreement in restraint of trade and the Fowler had no right to refuse to take the box.

In the case of Hurley vs Wood-sides, Hurley sued Wood-sides for \$600 damages for alleged breach of 5 year verbal rent contract. Lower court decided in favor of Wood-sides, because contract was not in writing, and court of appeals affirms the lower court and decides in favor of Wood-sides also.

To the People of Marion

Marion school is five years old. During this time it has devised many ways and instituted some things that has furthered the work of education, not only in the town, but educators say in this end of the state. Nothing it has planned and projected has brought so much power to the pupils as our library. We have through the help of you put in over 400 books into a school library.

I have said it openly and I say it to the public, that if the most potent factor in the school's force should be named, it would not be teachers, it would be the library.

You have generously helped us in the past in this matter. It has been some time since we added any books to our library. The books for the little folks have been read over and over; they want and need some new ones. A Bazaar will be held in the school hall Monday afternoon and night, where the school girls will have all sorts of things to sell you. Things to eat: Candies, cakes, pickles, ices, fried oysters. Things to drink: Coffee, soup, tea, flat, etc. Come and see, and spend a penny or so with them. Come whether you will buy or not, you are more than welcome. Bring the whole family and come.

Charles Evans.

City Council.

The city council held its regular meeting Tuesday. Messrs. P. S. Maxwell, R. C. Walker and A. M. Gilbert were appointed tax supervisors. A number of claims were allowed and the council adjourned until the 29th, when the report of officers will be filed and everything put in shape to turn city affairs over to the new council.

WILL CONTEST.

Notice Given to Candidates For Minor Offices

Frankfort, Ky., Dec. 12—Flitting around among the rejoicing Republicans here today was Sheriff Ben Suter, of this county, carrying some legal papers calculated to mar the enjoyment of some of the leaders. The papers were official notices of contest filed by each of the defeated minor candidates on the Democratic State ticket on the successful Republican candidates. At noon notices had been served on three of them. Treasurer Day, Secretary of State Powers and Agricultural Commissioner Throckmorton. The others will be served this afternoon before the contestants are able to get out of town.

REV W H MILEY

Tenders His Resignation and Will go to Louisville.

Portland Avenue Presbyterian church, of Louisville, has called Rev W. H. Miley, of this place, to the pastorate of that charge, and he will probably accept, as he has tendered his resignation to the church here and his congregation has been called to meet the 17th to consider the dissolution of the bonds as pastorate of the Marion church. The call from the Louisville church is unanimous on the part of that congregation and the salary named is larger than that paid by the Marion church. Bro. Miley is one of the most popular ministers in Marion, and the relations between him and his church have been and are of the most cordial nature, and should he elect to leave here, it will be regretted on all sides. He is a tower of strength not only to his own church, which has grown greatly under his ministrations, but to the religious and moral element of the entire community.

Marriage License.

Dec. 6—C. A. Williamson and Lucy Rushing.

Dec. 6—Jas. F. Rogers and Fene Stephenson.

Dec. 6—W. I. Myers and Martha Holoman.

Dec. 10—A. R. Distow and Dora E Ledbetter.

Dec. 12—David N. Rector and Bessie I. Lilly.

Dec. 13—Liston A. Wilcox and Mary Farley.

Dec. 13—Wm. Maxfield and Cora Congers.

Dec. 13—Alex. Hunt and Maggie Lee Gass.

Dec. 13—Hayes Johnson and Alice Kemper.

T. D Stone's Will

The will of the late Thom. D Stone was probated Monday. He bequeaths one seventh of two-thirds of his home farm to his daughter, Elizabeth Stone; if she dies without issue her interest to go to her six brothers and sisters. His other children are left fifty cents each; the testator stating that he had already "made provisions for them greater than" he is now able to give to the younger children. The residence of the home farm is bequeathed to the wife, Mary M. Stone, and she is made executrix of the will without bond.

Real Estate Transfer.

J. W. Thurman to G. C. Powell 26 1/2 acres for \$350.

D. W. Hunt to Jas H. Travis 110 acres for \$375.

Dr. J. H. Clark to E. C. Moore, two lots for \$400.

Rev. James F. Price will hold services at the Cumberland Presbyterian church Sunday.

Ladies Capes. Just received 100 new ones at 50c on the \$100.

Pierce-Yandell-Gugenheim Co.

ALL ROADS LEAD TO THE

BOSTON GROCERY

And all buyers of Holiday Goods will follow the crowd to these headquarters.

Of course we want your business, and in putting a big sum of money in a big stock of Christmas goods, we made selections to please the probable purchasers, and however varied the tastes and ideas of people, and however diversified their abilities to buy, we feel that we can meet every demand, and now if you will call and take a look at our groaning counters and weighted shelves, you will agree that we stand at the top

Toys.

We have a world of Toys and it were an endless task to name them all: Drums, guns, horns, animals, dolls, wagons, toy furniture, trains, soldiers, etc.

See our Boys Express Wagons. Bring the children to see them.

Lamps

of every description, and our parlor lamps challenge your admiration. We're making close prices.

Good Things to Eat.

We have everything needed for the Christmas Dinner fresh from the market

China Goods

In this line no one can reach us. Our Dinner Sets, Tea Sets, Berry Sets and Water Sets are simply things of beauty.

Fire Works.

Stacks of Fire Crackers, Roman Candles, Rockets, Squibs, Etc.

The Best Stock of Groceries in Town.

G. E. BOSTON.

TAYLOR IN.

He Thinks the Goebel Election Law Should Be Repealed.

A Big Crowd Witnessed the Inaugural Ceremonies at Frankfort.

Frankfort, Ky., Dec. 12—Before an audience of at least 6,000 people Governor-elect William S. Taylor was at noon today inaugurated Governor of the State of Kentucky to succeed William O. Bradley.

The inaugural ceremonies were carried out according to programme and followed an inaugural parade in which at least 1,200 persons took part and which moved over the principal streets of the State capital. The farewell address of the retiring Governor was brief, as was the inaugural speech of his successor.

The speech of Bradley was an account of his stewardship and of Taylor for a declaration that he would faithfully execute the laws as Governor and appeal to all to unite in removing from the statute books the present election law of the State.

DEMONSTRATION FOR TAYLOR

During his speech Gov. Bradley was frequently interrupted by applause. In closing he presented Governor-elect Taylor. The biggest demonstration of the occasion was made when the new Executive was presented. He began in a voice loud enough to be heard by all, and, as in the case of the retiring Governor received much applause. The portion of his speech which elicited the most prolonged applause from the Republicans was that urging the repeal of the State election law.

At 12:25 Governor-elect Taylor concluded his address, and turning to Chief Justice Hazelrigg took the oath of office.

After music by the band Rev. Father Major pronounced the benediction and the crowd dispersed, the Executive party repairing to the Executive Mansion for luncheon with Governor and Mrs. Bradley.

The Vote for Governor.

Taylor..... 193,714
Goebel..... 191,331

Taylor over Goebel, 2,383
Brown..... 14,050
Blair, Populist..... 3,038
Wallace, Prohibitionist..... 2,343
Schmuck, Social Labor..... 615

LIEUTENANT GOVERNOR.

Beckham..... 181,360
Marshall..... 183,871
Johnson..... 10,194

ATTORNEY GENERAL.

Breckinridge..... 181,523
Pratt..... 182,250
Tanner..... 9,941

AUDITOR.

Coulter..... 180,853
Sweeney..... 183,209
Pastuer..... 9,761

TREASURER.

Hager..... 180,817
Day..... 183,042
Droege..... 9,921

SECRETARY OF STATE.

Hill..... 180,940
Powers..... 182,856
Hines..... 9,928

PUBLIC INSTRUCTION.

McChesney..... 180,391
Burke..... 183,366
Overstreet..... 10,121

COMMISSIONER OF AGRICULTURE.

Nall..... 180,544
Throckmorton..... 182,694

Messrs. W. D. Cannon, D. B. Kevill and Jas. Gilbert attended the reception given by Clinton Lodge F. & A. M., of Princeton Tuesday night.

CLOTHING! We have lots and it must be sold.

Pierce-Yandell-Gugenheim.

Come to the Bazaar Monday evening, if you wish to see pretty things, and eat goods things.

LADIES SKIRTS—Stylish and cheap.

Pierce-Yandell-Gugenheim.

TURN DOWN

Is Judge Toney on His Injunction Proceedings.

Ballots Must Be On Thick Paper Says the Court of Appeals.

Frankfort, Ky., Dec. 11—The Appellate Court in an opinion handed down yesterday by Chief Justice Hazelrigg, makes perpetual the injunction against Judge Sterlin B. Toney restraining him from punishing for contempt city officials and election officers for violations of his mandamus order, issued on the day of the recent State election, to compel the admission of Brown inspectors and challengers to the polls. The opinion holds that court interference was not justified and that the so-called Honest Election Democratic party was not entitled to inspectors at the polls, it not being a political party in the legal meaning of that phrase, but a mere faction. Judges Burnam and DuRelle will file a dissenting opinion.

In the Court of Appeals yesterday an important opinion was handed down by Judge Paynter in the case of Nall vs Tinsley—the Ohio county tie-ballot case. The opinion holds that all ballots should be printed on white paper, "sufficiently thick that the printing can not be distinguished from the back," and that if ballots do not substantially comply with the law the election is invalid. The opinion was prepared more than a week ago, but was held up on account of the intense political feeling. Judges Burnam and DuRelle dissent from the majority opinion, and Judge Guffy declines to assent or dissent, because he was not sitting when the case was argued.

Buy your Xmas Handkerchiefs and Ties at Pierce-Yandell-Gugenheim's

DEATH IN THE COUNTRY.

Mrs. Albert Walker Passes Away After Several Weeks Illness.

Mrs. Effie Walker, wife of Mr. Albert Walker, of the Chapel Hill neighborhood, died at the home of her father, Mr. W. H. Bigham, Sunday, after three weeks illness of typhoid fever. The funeral took place Monday evening and a large concourse of sorrowing relatives and friends gathered there and tenderly laid to rest all that was mortal of the affectionate child, true wife and tender devoted mother.

TRAWEATER BRIDGE

Will Be Built Without Crittenden's Appropriation.

The Fiscal court met at Dixon Monday with all the magistrates present. One of its actions was to modify a former order appropriating a sum not to exceed \$1,500, to be applied to the construction of a bridge across Trawewater in conjunction with Crittenden county. The appropriation of \$1,500 was made outright. Crittenden county refused to make any appropriation and this sum set aside by the court is to be supplemented by private subscriptions. A sufficient amount has about been raised to build the bridge and the commissioners, Judge L. B. Hall and Esq. W. L. Wallace, are now ready to receive bids from bridge builders.—Providence Record.

Paducah Tobacco Market.

During the present week fifty hog-heads of new tobacco have been offered on this market, and all offerings were promptly taken, common lugs selling at 2 1/2 to 3 1/2 cents, and common leaf at \$5.50 to \$7.25. There were no medium or good offerings either in leaf or lugs. These prices show that this is the best market, and that there is no necessity for sending elsewhere. —Paducah News.

